

CITY OF PRINCETON
COMMITTEE OF THE WHOLE MEETING
COUNCIL CHAMBERS – 431 W. MAIN STREET
TUESDAY, OCTOBER 28, 2014
5:30 P.M.

1. CALL TO ORDER AND ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. APPEARANCES FROM THE PUBLIC
4. APPROVAL OF MINUTES:
 - A) Approval of minutes from September 23, 2014 Committee of the Whole meeting

5. NEW BUSINESS

- A) Discussion on Codification Process.
RECOMMENDATION: Review new code sections as follows:
 - 1) Chapter 82 – Offices and Employees
 - 2) Chapter 49 – Finance and Taxation
 - 3) Chapter 54 – Fire Department
 - 4) Chapter 60 – Grievance Procedures
 - 5) Chapter 99 – Public Records
 - 6) Chapter 188 – Fires and Fire Prevention
 - 7) Chapter 366 – Golf Cart Inclusion
 - 8) Chapter 410 – Shoreland & Wetlands
 - 9) Chapter 415 – Subdivision

NOTE: Chapters 410 and 415 are not included as 410 is governed by DNR Model Ordinances and 415 primarily had revisions due to state standards (also 80 pages long). Any Council member can stop at the office if they wish to review the code sections in more detail, however staff review will generate the changes which are not substantial or affect the intent of the regulations.

6. ESTABLISHMENT OF NEXT MEETING DATE
Next meeting will be to review the fee schedule and will not be put together until after the first of the year.
7. ADJOURN

* The meeting room is accessible to all. Requests from persons with disabilities who need assistance to participate in this meeting should be made to the Administrator's office at 920.295.6612 with as much advance notice as possible.

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**CITY OF PRINCETON
COMMITTEE OF THE WHOLE MEETING MINUTES
COUNCIL CHAMBERS – 431 W. MAIN STREET
TUESDAY, SEPTEMBER 23, 2014
5:30 P.M.**

1. **CALL TO ORDER AND ROLL CALL** Council President Kallenbach called the meeting to order at 5:32 PM. In attendance were Alderpersons Kallenbach, Kallas, Koehn, Roehl, Bednarek, and Ernest, Administrator Neubauer, and Mayor Wielgosh.
2. **PLEDGE OF ALLEGIANCE** The Pledge Allegiance was recited.
3. **APPEARANCES FROM THE PUBLIC** Nothing at this time.
4. **APPROVAL OF MINUTES:**
 - a) Approval of minutes from September 9, 2014 Committee of the Whole meeting. Bednarek motioned to approve the 9/9/2014 Committee of the Whole Minutes, seconded by Kallas. Carried 6-0.
5. **NEW BUSINESS**
 - A) Discussion on Codification Process.
RECOMMENDATION: Review new code sections as follows:
 - 1) Chapter 360 – Vehicles and Traffic from point left off
 - 2) Chapter 366 – Vehicles Neighborhood Electric
 - 3) Chapter 372 – Recreational Vehicles
 - 4) Chapter 32 – Elections
 - 5) Chapter 43 – Ethics
 - 6) Chapter 225 – Intoxicating Liquor and Malt Beverages
 - 7) Chapter 75 – Mayor and Council
 - 8) Chapter 193 – Fireworks
 - 9) Chapter 333 – Taxicabs
 - 10) Chapter 332-Section 9 Obstructions & Encroachments-
additional discussion with City Attorney

A discussion was held on Ordinances 1 through 9 listed above and the Council made recommendations.
6. **ESTABLISHMENT OF NEXT MEETING DATE** The next Committee of the Whole Meeting will be October 28, 2014 at 5:30 PM.
7. **ADJOURN** Roehl motioned to adjourn the Committee of the Whole Meeting, seconded by Bednarek. Carried 6-0. Council President Kallenbach adjourned the meeting at 6:57 PM.

* The meeting room is accessible to all. Requests from persons with disabilities who need assistance to participate in this meeting should be made to the Administrator's office at 920.295.6612 with as much advance notice as possible.

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CITY OF PRINCETON

Mayor
Charlie Wielgosh

531 S Fulton Street · Princeton, Wisconsin 54968
920-295-6612 · Fax: 920-295-3441

City Alderpersons

Dave Bednarek
Mary Ernest
Eric Koehn
Dan Kallas
Jasper Kallenbach
Lara Roehl

An equal opportunity/affirmative action employer

City Administrator
Mary Lou Neubauer

COUNCIL REPORT

To: City Mayor, Common Council
From: Mary Lou Neubauer, City Administrator/Clerk/Treasurer
Date: October 28, 2014
RE: Codification

Chapter 82

- 1) Section 82-2-B Page 98 Appointed Officials
City Administrator title should include Clerk/Treasurer.
- 2) Section 82-3 Page 99 City Clerk
Charter Ordinance #2004-16 outlines the duties for this combined position (attached)
By adding the job duties of 2004-16, it will address many of the position job duties

82-2B include position of Weed Commissioner and also Cemetery Sexton (Not superintendent)
- 3) Section 82-3A and 83-4A Page 99& 100 City Clerk/Treasurer
Statutory changes
- 4) Section 82-4A (3) Page 100 City Treasurer
Statutory changes
- 5) Section 82-6 Page 101 Director of Public Works
Include language that "In the absence of a Director of Public Works, the duties shall be overseen by the City Administrator".
- 6) Section 82-10 Page 104 Assessor
For consistency, the Assessor should be "appointed by the City Administrator/Clerk-Treasurer" subject to approval by the Common Council
- 7) Section 82-11 Page 105 Building Inspector
There are several sections which indicate an appeal process to which any person can challenge a determination of the building inspector. Consistency should rule it to be 30 days from the time aggrieved

Chapter 99

19) Chapter 99

Page 123-144

Public Records

The Municipal Clerk's Association is presently doing a revision to the Public Records Retention Rules and will be making a uniform suggestion to Clerk's throughout the state based on current regulations. The majority of record retention duration is based on statutes.

The recommended changes to include means of "records" will be included. This also includes text messages on municipal owned phones and other electronic means. It is anticipated by the time the master by the Clerk's Association is generated, we can incorporate it as part of the codification process without being done separately.

Chapter 188

20) Chapter 188

Pages 277-248

Fire Prevention

Any changes to this section will be provided by the Fire Department at the meeting.

Chapter 366

21) Chapter 366

NEW Code

Golf Carts

A new code section was included for review

Ch. 60, Grievance Procedures

Art. I, Access to Public Buildings, Programs, Services and Employment

Title 15, Ch. 6, of the City Code

- A. This article establishes the position of ADA Coordinator and provides for the annual appointment of the ADA Compliance Committee, in order to comply with the Americans with Disabilities Act. If this article accurately reflects current practice, it appears suitable.

Decision:

- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

Ch. 75, Mayor and Common Council

Title 2, Ch. 1, Secs. 2-1-1 and 2-1-2, and Title 2, Ch. 2, of the City Code

This chapter concerns the operation of the governing body, including meetings, and generally appears suitable.

9/23

- A. Section 75-19A contains the following requirement: *“All general ordinances of the City and all regulations imposing any penalty shall be published in the official paper of the City . . .”* As amended by 2007 Act 72, § 62.11(4), Wis. Stats., now authorizes publication of a notice only rather than the entire ordinance. For consistency with the statute, the following wording could be added after “published”: *“either in their entirety or as a notice as provided in § 62.11(4), Wis. Stats.”*

Decision:

- Amend § 75-19A to add the wording indicated above.
- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

Ch. 82, Officers and Employees

Title 2, Ch. 3, of the City Code

- A. Section 82-2B lists the appointed officials in the City. The duties of most of the officials listed in § 82-2B are described in this chapter or in other chapters of the Code. Section 82-

City of Princeton, WI

2B has been amended a couple times to change the list of appointed officials, and there may now be some inconsistencies. For example:

- There is no section that lists the duties of the City Administrator.
- The City Clerk is no longer listed in § 82-2B, but there is still a section listing the Clerk’s duties (in § 82-3).
- Section 82-2B has combined the positions of Deputy Clerk and Treasurer, but they are still described as separate offices (see §§ 82-4 and 82-5).
- Section 82-2B does not mention the Weed Commissioner or the Cemetery Superintendent, although these offices are described in §§ 82-13 and 82-14.

Please review the list in § 82-2B and the remainder of this chapter and provide any changes that are required to reflect current practice.

Decision:

- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

B. It appears that two statutory references are incorrect:

- (1) In § 82-3A, it appears that reference to § 62.09(9), Wis. Stats., should be a reference to § 62.09(11).
- (2) In § 83-4A, it appears that reference to § 62.09(11), Wis. Stats., should be a reference to § 62.09(9).

Decision:

- Correct the statutory references as indicated above.
- No revision desired. The statutory references are correct.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

C. Since the Treasurer also performs the duties of the Comptroller, according to § 82-4A(3), and since the statutory duties for the Comptroller are set forth in § 62.09(10), Wis. Stats., then § 82-4A could be amended to include reference to the duties required by § 62.09(10), Wis. Stats.

Decision:

- Amend § 82-4A to include reference to § 62.09(10), Wis. Stats.
- No revision desired. Do not add reference to § 62.09(10), Wis. Stats.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

D. Section 82-2B states that the City Assessor is appointed by the Administrator, subject to confirmation of the Council. However, § 82-10A(2) states that the City Assessor is appointed by the Common Council. Which is correct?

Decision:

- Amend § 82-10A(2) to read *"The City Assessor, or assessing firm, shall be appointed pursuant to § 82-2."*
- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

E. There appears to be a conflict over the time limit for appeals from decisions or determinations of the Building Inspector.

- (1) Section 82-11B(2) states that an appeal from a decision of the Building Inspector must be made to the Board of Appeals within 20 days.
- (2) Section 430-97A of the Zoning Ordinance states that an appeal must be made to the Board of Appeals within 30 days.
- (3) Section 135-13C states that any person aggrieved by an order of the Building Inspector may appeal to the Board of Appeals under the procedures established by Chapter 430, Zoning; § 135-13C does not specify a time frame.
- (4) The City may consider either deleting § 82-11B(2), or amending it to reflect the same wording in § 135-13C, which is:

Any person feeling aggrieved by an order or a determination of the Building Inspector may appeal from such order or determination to the Board of Appeals. Those procedures customarily used to effectuate an appeal to the Board of Appeals under Chapter 430, Zoning, shall apply.

Decision:

- Amend § 82-11B(2) to include the wording shown above.
- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

F. Section 82-14 uses the term "Cemetery Superintendent." Chapter 144, Cemetery, uses the term "Sexton" (although it contains one reference "Cemetery Superintendent/Sexton"). Should one title be used exclusively throughout the Code?

Decision:

- Change "Cemetery Superintendent" to "Sexton."
- Change "Sexton" to "Cemetery Superintendent."
- No revision desired. OK to retain both titles.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

G. Section 82-19, Wage schedule, includes the specific salaries and wages of officers and employees from 2009, including payment for attending meetings. Are the amounts in this section current and accurate? Salaries are subject to frequent change, and the City could save money on its Code supplementation costs if the actual salary amounts were removed from the Code. Consider amending § 82-19 as follows:

(1) Amend § 82-19A to read:

Wage schedule. The salaries of all elected and appointed officials, including members of boards and commissions, shall be as determined by the Common Council from time to time, provided the salary of the Mayor and Alderpersons shall not be increased or decreased during their terms of offices.

(2) Amend § 82-19B to read:

Meeting attendance. The Mayor, Alderperson, Administrator and Executive Assistant shall receive a reimbursement fee of for each meeting attended, and ambulance meetings will be reimbursed, per meeting. The reimburse fees for these meetings shall be as determined by the Common Council from time to time.

Decision:

- Amend § 82-19 as indicated above.
- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

Ch. 43, Ethics, Code of

Title 2, Ch. 5, of the City Code

This chapter establishes a Code of Ethics for City officials and employees, as authorized by § 19.59, Wis. Stats.

- A. Section 43-12 authorizes a forfeiture of not less than \$10 nor more than \$200 for violation of this chapter. Note that § 19.59(3)(f) authorizes a forfeiture of not less than \$100 nor more than \$1,000 for violation of an ordinance adopted under § 19.59, Wis. Stats. Would the City like to amend § 43-12 to increase the forfeiture amount?

9/23

Decision:

- Increase the forfeiture in § 43-12 to not less than \$100 nor more than \$1,000.
- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

- B. Review § 43-14, Residency requirements for City employees. Compare this to the prohibition on residency requirements in § 66.0502, Wis. Stats., added by 2013 Act 20; it prohibits the imposition of residency requirements on county or municipal employees, except that law enforcement, fire or emergency personnel (but not volunteers) may be required to live within 15 miles. Should § 43-14 be deleted or amended?

Decision:

- No revision desired.
- Delete § 43-14, Residency requirements for City employees.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

Ch. 49, Finance and Taxation

Art. I, Finance

Title 3, Ch. 1, of the City Code

- A. Statutory reference updates. We propose to update the following statutory references prior to publication of the Code:
 - (1) In § 49-18A, § 74.80(2) will be changed to § 74.47(2); § 74.80(1) will be changed to § 74.47(1); and § 74.31 will be changed to § 74.42.
 - (2) In § 49-19B(4), § 66.042(1) to (5) will be changed to § 66.0607.

- B. Bidding, § 49-16. Compare § 49-16 to recent changes in state law concerning public works contracts. See §§ 62.15 and 66.0901, Wis. Stats. Are any changes to § 49-16 required?

Decision:

- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

- C. Section 49-17C lists various services rendered by the City; charges for these services must be paid within 30 days. Subsection C(6), Fire service, was added to the list in 2011. Provisions for unpaid services are addressed in Subsections D and E of § 49-17. Note that § 49-17D refers to the services in Subsection C(1) through (4), and Subsection E refers to the utility services in Subsection C(5); neither mentions the fire services in Subsection C(6). Should either Subsection D or E of § 49-17 be amended to include reference to Subsection C(6)?

Decision:

- Amend § 49-17D to change “*Subsection C(1) through (4)*” to “*Subsection C(1) through (5)*.”
- Amend § 49-17E to change “*Subsection C(5)*” to “*Subsection C(5) and (6)*.”
- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

- D. Section 49-17E contains a reference to PSC 113.132 and 113.133, Wis. Adm. Code. However, Chapter PSC 113 was readopted in 2000, and the section numbers referenced in § 49-17E are no longer valid. How should this be corrected?

Decision:

- No revision desired.
- Revise as follows: Revise to Current Code Sections
- Revise as follows: (attach revisions separately).

- E. See also § 49-31, Special charges permissible, in Article II of this chapter. Sections 49-17 and 49-31 both seem to address special charges, as authorized by § 66.0627, Wis. Stats. Are any changes required?

Decision:

- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

Art. II, Special Assessments

Title 3, Ch. 2, of the City Code

This article describes the process for imposing special assessments, pursuant to §§ 66.0701 and 66.0703, Wis. Stats.

- A. In § 49-20A should the wording “*out of the proceeds of the special assessments*” be included following “*and may provide for the payment of all or any part of the cost of the work or improvement*”? See § 66.0703(1)(a), Wis. Stats.

Decision:

- Add the phrase “*out of the proceeds of the special assessments*” to § 49-20A.
- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

Ch. 54, Fire Department

Title 5, Ch. 2, Secs. 5-2-1 and 5-2-2, of the City Code

- A. This chapter recognizes the Princeton Volunteer Fire and Rescue Department. It sets forth the objectives of the Department and addresses financial matters, and it also sets forth the duties of the Fire Chief. This chapter appears suitable.

Decision:

- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

Ch. 60, Grievance Procedures

Art. I, Access to Public Buildings, Programs, Services and Employment

Title 15, Ch. 6, of the City Code

- A. This article establishes the position of ADA Coordinator and provides for the annual appointment of the ADA Compliance Committee, in order to comply with the Americans with Disabilities Act. If this article accurately reflects current practice, it appears suitable.

Decision:

- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

Ch. 75, Mayor and Common Council

Title 2, Ch. 1, Secs. 2-1-1 and 2-1-2, and Title 2, Ch. 2, of the City Code

This chapter concerns the operation of the governing body, including meetings, and generally appears suitable.

9/23

- A. Section 75-19A contains the following requirement: *“All general ordinances of the City and all regulations imposing any penalty shall be published in the official paper of the City . . .”* As amended by 2007 Act 72, § 62.11(4), Wis. Stats., now authorizes publication of a notice only rather than the entire ordinance. For consistency with the statute, the following wording could be added after “published”: *“either in their entirety or as a notice as provided in § 62.11(4), Wis. Stats.”*

Decision:

- Amend § 75-19A to add the wording indicated above.
- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

Ch. 82, Officers and Employees

Title 2, Ch. 3, of the City Code

- A. Section 82-2B lists the appointed officials in the City. The duties of most of the officials listed in § 82-2B are described in this chapter or in other chapters of the Code. Section 82-

Ch. 88, Police Department

Title 5, Ch. 1, of the City Code

- A. This chapter pertains to the Police Department. If this accurately reflects current procedure, it appears suitable.

Decision:

9/9

- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

Ch. 93, Property, Surplus, Lost and Abandoned

Title 3, Ch. 4, of the City Code

6/24

- A. In § 93-7A(3), it appears that reference to the "Alcohol, Tobacco and Firearms Bureau of the U.S. Department of the Treasury" should be updated to "Bureau of Alcohol, Tobacco, Firearms and Explosives of the United States Department of Justice."

Decision:

- Update the title of the Bureau as shown above.
- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

Ch. 99, Records, Public

Title 3, Ch. 3, of the City Code

- A. Administrative Code updates. We propose to update the following Administrative Code reference prior to publication of the Code:
 - (1) In § 99-8R, NR 109.12 will be updated to NR 809.82.
- B. The definition of "record" in § 99-1 was copied from § 19.32, Wis. Stats. The definition in the statute has been amended to include "and optical disks" following "computer printouts." Shall we make the same change to the City's definition of "record"?

Decision:

- Yes. Amend the definition to read, in part: *“Record” includes, but is not limited to, handwritten, typed or printed pages, maps, charts, photographs, films, recordings, tapes (including computer tapes), ~~and~~ computer printouts and optical disks.*
- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

City of Princeton, WI

Ch. 182, Fees

Title 1, Ch. 3, of the City Code; amended in its entirety by Ord. No. 2006-22

- A. This chapter provides for the adoption of a Fee and License Schedule by resolution of the Common Council and authorizes the amendment to the fee schedule by resolution. The actual fee schedule is not included in the Code. This chapter appears suitable.

Decision:

- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

Ch. 188, Fires and Fire Prevention

Art. I, Fires and Open Burning

Title 5, Ch. 2, Secs. 5-2-3 through 5-2-11, of the City Code

This article contains regulations to ensure safety during fires, and also contains regulations on open burning.

- A. We propose to amend § 188-2B(1) and (4) to replace “*Wisconsin Department of Commerce (formerly the Department of Industry, Labor and Human Relations)*” with “*Wisconsin Department of Safety and Professional Services.*”
- B. Section 188-8, Open burning. The City might want to have this section reviewed by the Fire Chief as to whether it reflects current standards. The State Department of Natural Resources has promulgated a Model Ordinance for Outdoor Burning, Open Burning and Burning of Refuse which can be obtained from the Department’s website: <http://dnr.wi.gov/topic/OpenBurning/Summary.html#tabx3>. The model includes provisions on outdoor furnaces, a topic many municipalities in Wisconsin have begun to address. Additional samples are available on request.

Decision:

- No revision desired.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

Art. II, Adoption of Standards

Title 5, Ch. 3, Sec. 5-3-3, of the City Code

This article adopts several regulations from the Wisconsin Administrative Code pertaining to fire prevention, by reference.

- A. We propose to amend § 188-10A to replace “*Department of Commerce (formerly the Department of Industry, Labor and Human Relations)*” with “*Wisconsin Department of Safety and Professional Services.*”
- B. The regulations listed in § 188-10A contain outdated chapter designations from the Wisconsin Administrative Code. Several chapters have been combined, and all chapters listed in this section have been renumbered. We propose to amend § 188-10A to read:
- (1) Ch. SPS 332, Public Employee Safety and Health
 - (2) Ch. SPS 307, Explosives and Fireworks
 - (3) Ch. SPS 310, Flammable, Combustible and Hazardous Liquids
 - (4) Ch. SPS 340, Gas Systems
 - (5) Ch. SPS 314, Fire Prevention
 - (6) Ch. SPS 343, Anhydrous Ammonia
 - (7) Chs. SPS 361 through 366, Commercial Building Code
 - (8) Chs. SPS 375 through 379, Buildings Construction Prior to 1914
 - (9) Ch. SPS 316, Electrical
- C. We could not locate the following in the current Administrative Code. Please indicate whether they should be revised or omitted:
- (1) Chapter IND 15, Cleaning and Dyeing
 - (2) Chapter IND 20, Dusts, Fumes, Vapors and Gases
 - (3) Chapter IND 221, Spray Coating

Decision:

- Delete the three chapters listed under Subsection C, above.
- Retain the three chapters listed under Subsection C, above.
- Revise as follows: _____
- Revise as follows: (attach revisions separately).

Chapter 366 Golf Carts

366-1 Purpose and definitions

A. Purpose. The purpose of this chapter is to provide a means of travel that is not only convenient and safe, but conserves resources and protects the environment. Golf carts, if properly used, are an effective way to travel for short distances within the City. However, to ensure the public safety and welfare, the operation of golf carts must not only comply with normal regulations regarding vehicles, but should comply with special safety regulations intended to protect the operator and passengers in a vehicle that is primarily designed for operation on a golf course or recreational purposes. This chapter establishes the basic, minimum standards of care to be used by the operators of golf carts on public roads, streets and highways. Likewise, the public safety requires that golf carts, used as a means of transportation, must also meet certain minimum safety standards that can only be assured through a system of registration and inspection. The registration and inspection of golf carts is required in order to protect the public health, safety and welfare
The registration and inspection of golf carts is required in order to protect the public health, safety and welfare.

B. Definitions. For purposes of this chapter, these definitions shall also apply throughout this chapter.

GOLF CART :A vehicle designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding 20 miles per hour.

366-2 Operation of golf carts allowed; exceptions

A. Allowed. The operation of golf carts on the public streets within the City in compliance with the provisions of this chapter shall be permitted; however, it shall be unlawful to operate any golf cart that is not properly registered with the City or to operate any golf cart at any place or in any manner not authorized herein.

B. Exceptions. The operation of golf carts is not subject to the provisions of this chapter under the following circumstances:

- (1) The operation of golf carts on private property, with the consent of the owner; or
- (2) The use of a golf cart in connection with a parade, a festival or other special event, provided the consent of the sponsor is obtained and provided such vehicle is only used during such event.

366-3 License Required

No person who is less than 16 years of age or who does not have a valid driver's license issued under or granted by the laws of Wisconsin or some other state may operate a golf cart on any public street within the City. For purposes of this section, a learner's permit shall not be considered as a valid driver's license nor shall any license that has been revoked, temporary or otherwise, or suspended for any reason, be considered as a valid driver's license during the period of suspension or revocation.

366-4 Registration

A. Required. No golf cart may be operated on any public street within the City unless the golf cart has first been registered with the Princeton Police Department as required herein. The registration shall be renewed thereafter in accordance with the provisions of this section. To evidence the registration, the owner shall be issued an annual permit which shall be displayed in a prominent, visible place on the rear fender of the golf cart or at such other place as may be approved by the Police Department. The permit may contain a registration number assigned for the particular golf cart and may contain an expiration date.

B. Registration fee. A registration fee in the amount of \$35 annually, (***)This will be transferred to the fee schedule in Chapter 82***)or such other amount as may be established and published in the Schedule of Fees adopted by the City Council from time to time, as amended, shall be paid to the City at the time the application for registration is filed with the Princeton Police Department or for any renewal of the application.

C. Application. The application for registration shall be made to the Princeton Police Chief, or to some other person designated, on forms provided by the City. The application may, among other things, require the owner's name, street address, mailing address, a phone number, the make, model and identification or serial number of the golf cart, proof of insurance and such other information as may be reasonably required as well as a release or disclaimer of liability by the City for accidents involving the registered golf cart.

D. Procedures. The Chief of Police may establish written procedures, consistent with this chapter, setting out the process and the procedure, including the form of the application, the checklist for items to be inspected and the type of sticker, plate or tag evidencing the issuance of the registration permit.

E. Inspection. Prior to issuing the initial registration permit or any renewal thereof, the golf cart shall either be inspected or, in place of inspection, the Princeton Police Department may require photographs submitted of the golf cart, to determine that:

(1) The golf cart is equipped with a rear vision mirror and at least two red rear reflectors at least three inches in height and width;

(2) The golf cart is equipped with a reflective "slow moving sign" or "flag" on the rear of the cart;

(3) The brakes provided by the manufacturer of the golf cart are in proper working order;

(4) The golf cart has all of the standard safety features provided by the manufacturer and has not been modified to exceed a speed of 20 miles per hour nor otherwise modified in any way that creates a hazard; and

(5) The golf cart is equipped with all mechanical systems and safety equipment required by this chapter.

(6) Headlight as outlined in 366-5A

F. Denial and revocation. The initial registration of a golf cart may be denied or subsequently revoked by the Princeton Police Department if it is determined that:

(1) The application contains any material misrepresentation;

(2) Financial responsibility requirements of the State of Wisconsin (liability insurance) have not been met;

(3) The golf cart is not in compliance with the requirements set out above;

(4) The golf cart has been altered or customized and no longer meets the definition of a golf cart;

(5) Equipment supplied by the manufacturer, especially safety equipment, has been removed from the golf cart or the vehicle identification or serial number removed; or

(6) Other good cause shown including repeated violations of this chapter may cause the permit to be revoked or not renewed.

G. Financial responsibility. The owner of a golf cart required to be registered with the City for use on the public streets of the City shall maintain in full force and effect and continuously throughout any period of registration.

H. Disqualified vehicles. ATVs, four-wheel utility vehicles and other similar utility vehicles which are not manufactured for operation on a golf course and golf carts which have been modified so that it no longer meets the definition of a golf cart may not be registered as a golf cart nor shall such vehicles be operated on the public roads within the City unless such vehicles are otherwise registered with and allowed under the motor vehicle laws of the State of Wisconsin.

Section 366-5 Manner of operation

Golf carts shall not be operated on the public streets of the City, except in full compliance with the provisions of this section.

A. Hours of operation. Golf carts may be driven on approved public streets from one-half hour after sunrise and up to one-half hour prior to sunset. Golf cart lights must be at least one operating headlight, having at least a fifty-five-watt halogen, or equal, bulb on the front of the golf cart, and two operating tail lights on either side of the rear of the golf cart, all of which are visible for a distance of not less than 250 feet. Golf carts may not be operated when fog, smog, smoke or other conditions reduce visibility so that the golf cart is not visible for a distance of 250 feet.

B. Streets. Golf carts may not be operated on any of the following streets or sections of any street except for the sole purpose of crossing such street either at a signalized intersection or at a perpendicular crossing at a through intersection:

(1) Water Street – Farmer Street West to Highway 23/73

(2) Highway 23/73.

C. Motor vehicle laws. All laws regarding the use of motor vehicles in the State of Wisconsin and all ordinances regarding the use of motor vehicles in the City, not inconsistent therewith, shall be observed, except that no golf cart may be operated at a speed in excess of 20 miles per hour.

D. Right-of-way. The operator of a golf cart shall yield the right-of-way to overtaking motor vehicles.

E. City property and sidewalks. Golf carts shall not be operated on any sidewalk, pedestrian walkway, jogging path, greenway, park, trail except for official police business or by City personnel while on City business. Notwithstanding anything herein to the contrary, golf carts shall not be operated on property owned or leased by the City except with the express written consent of the Public Works Director and/or the Chief of Police and upon the terms and conditions as may be set forth in such written permission.

F. Golf cart capacity. The seating capacity (shall be no more than 2 front and 2 rear passengers) shall not be exceeded nor shall the operator or any passenger be permitted to stand while the golf cart is in operation.

G. Commercial purposes. Golf carts may not be used as a taxicab or bus or for the commercial carrying of passengers or the hauling of freight.

H. Parking. Golf carts may only be parked in the same manner and at the same places designated for the parking of motor vehicles. The stopping, standing or parking of golf carts in areas where parking is not allowed or in any place that impedes the flow of traffic, pedestrian walkways or a passageway is prohibited. Keys shall not be left in the golf cart when not in being driven.

I. Towing. Golf carts may not be used for the purpose of towing another cart, trailer or vehicle of any kind including a person on roller skates, skateboard or bicycle.

J. Cemeteries. Golf carts shall not be operated on any roadway or vehicle path within the cemeteries within the City except for official use by City personnel.

366-6 Disclaimer and liability

A. Disclaimer. Golf carts are not designed for nor manufactured to be used on public streets and the City neither advocates nor endorses the golf cart as a safe means of travel on public streets, roads and highways. The City in no way shall be liable for accidents, injuries or death involving the operation of a golf cart.

B. Assumption of risk. Any person who owns, operates or rides upon a golf cart on a public street, road or highway within the City does so at his or her own risk and peril and assumes all liability resulting from the operation of the golf cart.

366-7 Violations and penalties

If any person shall violate this chapter, he or she shall be guilty of a forfeiture and shall be fined not more than \$100 or such other amount as shall be set forth in the Schedule of Fees adopted by the City Council from time to time, except that the owner or operator of a golf cart who shall violate a provision regulating the parking of vehicles shall be subject to a civil penalty in the amount set forth in the Schedule of Fees adopted by the City Council from time to time, including the imposition of larger civil penalties for multiple or repeat offenses within a specified period of time.